



RCE/2879-  
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ATTORNEY DOCKET NO. 040894-5507

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Haruo TANAKA ) **BOX RCE**  
Application No.: 09/447,419 ) Group Art Unit: 2879  
Filed: November 23, 1999 ) Examiner: M. Santiago  
For: ORGANIC EL DEVICE AND METHOD )  
OF MANUFACTURING THE SAME )

**BOX RCE**

Commissioner for Patents  
U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, VA 22202

**REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

☒ Previously submitted:

☒ Please consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on August 8, 2003. (Any unentered amendment(s) referred to above will be entered).

☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.

☐ Other \_\_\_\_\_.

☐ Enclosed:

☐ Amendment/Reply

☐ Affidavit(s)/Declaration(s)

☐ Information Disclosure Statement with Form 1449 and \_\_\_\_\_ cited references

☐ Other \_\_\_\_\_.

09/24/2003 AWONDAF1 00000033 500310 09447419

01 FC:1801 750.00 DA  
02 FC:1251 110.00 DA

## 2. Miscellaneous

- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- ☐ Other \_\_\_\_\_.

## 3. Fees Calculation

(a) RCE Fee required under 37 C.F.R. § 1.17(e)

- ☒ \$740.00
- ☐ \$370.00 (for small entity)

(b) Extension of Time

- ☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.
- ☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input checked="" type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input type="checkbox"/> two months	\$ 400.00	\$200.00
<input type="checkbox"/> three months	\$ 920.00	\$460.00
<input type="checkbox"/> four months	\$1,390.00	\$695.00

Extension of time fee due with this request: **\$110.00**

If an additional extension of time is required, please consider this a Petition therefore.

- ☐ An extension for \_\_\_\_ month(s) has already been secured and the fee paid therefore of \$\_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

(c) Other \_\_\_\_\_.

**The total fee for this submission: \$850.00**

4. Fee Payment

- ☐ Check in the amount of \$ \_\_\_\_\_ filing fee is enclosed.
- ☒ The Director is hereby authorized to charge **\$850.00** (~~\$110.00~~ representing a one month extension of time fee and \$740.00 for the RCE filing fee due) to our Deposit Account No. 50-0310.

5. Additional papers enclosed:

- ☐ Preliminary Amendment
- ☐ Declaration of Biological Deposit
- ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

6. Constructive Petition

- ☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**

Dated: September 22, 2003

By:

*Mary Jane Brownell*  
*Reg No 33,652* *for*  
Angela S. Robinson  
Reg. No. 52,174

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